

1
2
3
4
5
6
7
8
9
0
1
2
3
4
5
6
7
8
9
0
1
2
3
4
5
6
7
8

2

3
4
5
6
7
8

9

0
1
2
3
4
5
6

7
8
9
0
1

4
5
6

7

3

Attempted Artis arrest and security sweep

5. On March 24, 2016, Artis was a fugitive. Based on information obtained from the CI—namely, that Artis spent most nights and otherwise a lot of time at the apartment of his girlfriend, Ronisha Macey—I and other Task Force members attempted to arrest Artis at that apartment. At the time, Artis had warrants for his arrest on several offenses, to include Resisting Arrest (Cal. Penal Code § 148), Felon in Possession (Cal. Penal Code § 29800(a)(1), and Identity Theft (Cal. Penal Code § 530.5).

6. Macey's apartment, was located at 519 Ellis St., Apt. 405, San Francisco, California, in the Tenderloin neighborhood of San Francisco, California, which, based on my training and experience, I know to be a high-crime area of the city. We went to Macey's apartment in the morning. We informed the property manager that we were there to execute an arrest warrant on Artis, and that she let us through the front entrance of the building.

7. When we approached Apartment 405, I knocked on the door loudly, as I have hundreds of times. When I knocked, the door swung open as if it had not been latched shut in the first place. Never before in my career had this happened, and its occurrence struck me as troubling and concerning, especially in the high-crime area in which the apartment was located. I immediately began to fear for the well-being of anyone who might be inside. I decided to conduct a safety sweep of the apartment.

8. We announced our presence and entered the apartment. I and another Task Force member went through the apartment, room by room, checking to see whether anyone inside was in need of help, while the rest of the team waited in the apartment's living room, which was just inside the apartment's front door. Within minutes, I completed my sweep and concluded that nobody was home. I returned to the living room and instructed the team members as such.

9. At that point, however, I noticed an uneven pile of credit cards lying on a countertop not far from the apartment's front door. A few of the cards, I could plainly see, had Donnell Artis's name on them. Based on my prior knowledge of Artis's suspected identity theft, and based on the number of

1 cards, at least half a dozen, I concluded that these cards were likely counterfeit credit cards. I did not
2 touch the stack of cards, though a team member did take several pictures of the cards. We left and no
3 cards were seized by law enforcement members. Aware that Artis's property was at this location, team
4 members returned a day or two later to conduct surveillance at this location, but because the area was
5 heavily populated, and many people were loitering nearby, we quickly determined that surveillance was
6 not going to be feasible.

7
8 a. In preparation for this declaration, I consulted members of the Fugitive Task
9 Force, specifically the team members who accompanied me to Macey's apartment on March 24, 2016.
10 In this consultation, one of the team members, regularly a member of the United States Marshals
11 Service, sent me text messages of photographs that he had taken of the cards. One of them is a picture of
12 a wallet flipped open to display an identification card. In the photograph, it appears that, behind the open
13 flap of the wallet, is a finger, which may indicate that the wallet is being held.

14
15 b. I asked that team member if he or anyone else, while I was conducting my safety
16 sweep, had manually manipulated the cards that I saw on the countertop. The team member told me that
17 he cannot recall whether he or anyone moved any cards. I recall him taking photographs of the cards, but
18 I did not see anyone move any cards.

19
20 c. Shortly after this conversation and my receipt of these photographs, I discussed
21 the conversation with the Assistant United States Attorney assigned to the case and forwarded the
22 photographs as well.

23 Second attempted Artis arrest and chase

24 10. From conversations with the CI, and from consultation with our Oakland Police
25 Department colleagues, we learned that Artis and his associates often hang out in and around Willie
26 Brown Liquors on Fruitvale Avenue in Oakland, California. We also knew that Artis was reported to be
27 driving a black Infiniti FX. On April 5, 2016, my partner, FBI Special Agent ("SA") Brian Koh, and I
28

1 were in that area investigating an unrelated matter. We decided to drive by Willie Brown's to see if we
2 could spot either Artis or Hopkins or their vehicles.

3 11. As we approached Willie Brown's, we saw what we suspected to be Artis's black Infiniti
4 FX parked out front of Willie Brown's. Artis was standing next to his car, talking on his cellular
5 telephone.

6 12. At this time, we knew that Artis had run from the police before. In fact, I knew of a
7 specific incident in which Oakland Police attempted to make a routine traffic stop when Artis ran a stop
8 sign while driving his girlfriend's car. During that incident, when police instructed Artis to turn off his
9 car, he fled.

10 13. Given this history, we parked SA Koh's car on E. 19th St., Oakland, CA near Willie
11 Brown's. I attempted to contact other Fugitive Task Force members. Other members were not
12 available. Therefore, Special Agent Koh and I approached Artis on foot.

13 14. My badge was around my neck but concealed in my hand. I was not wearing any
14 distinctive law enforcement markings. As we approached Artis, he and I made eye contact. He stepped
15 behind a tree blocking my visual of his whereabouts. SA Koh, to my left, went around the left side of
16 the tree. I went around the right side of the tree. As I came around the tree, Artis had fallen on the
17 ground and I attempted to subdue him. At around this time, I noticed Artis's phone hit the ground. Artis
18 was able to get to his feet and run across Fruitvale Ave., then across Foothill Blvd. We chased after him.
19 Artis continued northbound on Fruitvale Ave., eventually heading west on E. 22nd St. Artis then headed
20 south on Rutherford St., where we lost visual of him. SA Koh and I set up a brief perimeter. Additional
21 law enforcement personnel arrived on scene but the perimeter was taken down shortly thereafter.

22 15. SA Koh and I returned to Willie Brown Liquors. I realized that my cellular telephone was
23 missing. A female approached me from the direction of Kim's Nails and advised me that a cellular
24 telephone had been retrieved by an employee at Willie Brown's Liquor and that a second cellular
25

1 telephone had been picked up by someone and she believed that the phone was in the nail salon. I
2 approached a Willie Brown's employee, who gave me a cellular telephone, which I determined to be
3 Artis's, based on the fact that I saw him drop it and it was not my cellular phone. The female then
4 retrieved my phone from someone at the nail salon and returned it to me.

5
6 16. While in possession of Artis' phone, I saw on the locked screen a number from either a
7 missed call or text message; the number was 832-763-5555. It appeared more than one time and at least
8 one time as a missed call. I queried the prefix for this number and found out that 832 primarily
9 originated from Texas. According to my evidence log from near the date of the incident, my acquisition
10 of the phone occurred at 11:00 a.m., April 5, 2016.

11 17. On April 6, 2016, the CI advised me that the current cellular telephone number for
12 Hopkins was the number I saw on Artis's locked screen, 832-763-5555.

13
14 Hopkins's arrest and the search of his apartment

15 18. Having learned Hopkins cellular telephone number, on April 7, 2016, I swore out an
16 affidavit and acquired a cell-site simulator warrant from the Superior Court of California.

17 19. On April 11, 2016, the cell-site simulator narrowed the whereabouts of Hopkins's cell
18 phone to the vicinity of 1st St. and Lansing St. in San Francisco, California. With that information, we
19 turned our investigation to nearby apartment buildings, to include the Jasper San Francisco apartments,
20 to see whether Hopkins lived in any of them. At the Jasper apartments, a parking attendant identified
21 Hopkins as a resident and provided law enforcement with the apartment number. Law enforcement then
22 set up surveillance outside Hopkins's apartment unit.

23
24 20. Later that same day, Hopkins was identified leaving his apartment unit and arrested on
25 site for outstanding warrants.

26 //

27 Information provided by CI and sensitivity of CI's identity

21. For this investigation, law enforcement relied on information provided by one CI. That CI provided largely background information—namely, that Hopkins and Artis were fugitives; that Hopkins and Artis were associates and co-conspirators in a credit-card fraud involving identity theft; that Artis resided with his girlfriend Macey; and that Hopkins and Artis and other associates of theirs hung out at and around Willie Brown's Liquor in Oakland, California. At least some of this information was independently corroborated. The CI also provided me with Hopkins's telephone number, which I had seen on the locked screen of Artis's cellular telephone.

22. The identity of the CI is highly sensitive. Disclosure of the CI's identity would compromise this investigation. More important, it would jeopardize the safety of the CI.

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct.

Executed this 1st day of November, 2017, in San Francisco, California.

STONIE CARLSON
Special Agent, FBI